

JUL 07 2008

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION

PERCY D. DRUMHELLER,

*Plaintiff,*

v.

MICHAEL J. ASTRUE,  
*Commissioner of Social Security,*

*Defendant.*

CIVIL No. 3:07cv00015

ORDER

JUDGE NORMAN K. MOON

This matter is before the Court on the parties' cross-motions for summary judgment (docket #12 and #16), the Report and Recommendation ("Report") of U.S. Magistrate Judge B. Waugh Crigler (docket #18), and Plaintiff's objections thereto (docket #19). For the reasons set forth in the accompanying Memorandum Opinion:

1. Plaintiff's objections are hereby OVERRULED,
2. the Report and Recommendation is hereby ADOPTED in its entirety,
3. the Commissioner's final decision is hereby AFFIRMED,
4. the Commissioner's motion for summary judgment is hereby GRANTED,
5. Plaintiff's motion for summary judgment is hereby DENIED,
6. Plaintiff's case is hereby DISMISSED WITH PREJUDICE, and
7. the Clerk of the Court is hereby directed to STRIKE this case from the Court's docket.

It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record and to Magistrate Judge Crigler.

Entered this 7<sup>th</sup> day of July, 2008.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE